

CITY OF WILLOW PARK

RESOLUTION NO.: 16-12

A RESOLUTION REQUESTING A LOAN OR OTHER FINANCIAL ASSISTANCE FROM THE TEXAS WATER DEVELOPMENT BOARD; AUTHORIZING THE FILING OF AN APPLICATION AND MAKING CERTAIN FINDINGS IN CONNECTION THEREWITH; AND, PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Willow Park, Texas (City) is a municipal corporation duly and legally formed in the State of Texas; and

WHEREAS, the City is a general law municipality with specific powers delegated to it to protect the health, safety and general welfare of its citizens; and,

WHEREAS, the governing body of the municipality may adopt an Ordinance or Resolution that benefits the efficient provision of government or trade and commerce of the municipality pursuant to § 51.801(2) TEX LOCAL GOVT CODE; and

WHEREAS, WHEREAS, the City Council hereby finds and determines that there is an urgent need for the City to construct certain improvements and extensions to the City's Waterworks System, and such capital improvements cannot be economically financed without financial assistance from the Texas Water Development Board (the "Board"); now, therefore.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK, TEXAS THAT:

SECTION 1. AUTHORIZATION

The Mayor, or Mayor's designee, is hereby authorized and directed to implement the applicable provisions of this Resolution.

SECTION 2. WATER DEVELOPMENT BOARD

An application to be filed with the Board on behalf of the City for financial assistance or a loan, or both, to finance the costs of financing, designing, and constructing improvements or extensions to the City's Waterworks System, in an amount not to exceed a total of \$890,000, is hereby approved.

SECTION 3. APPLICATION

The Mayor or City Administrator are hereby designated representatives of the City to provide

such information and to execute such documents as may be required in connection with the preparation and filing of such application for financial assistance conforming to the rules of the Board, including but not limited to, any necessary engagement letters.

SECTION 4. REPRESENTATIVES

The following firms and individuals are hereby authorized and directed to aid and assist the City in the preparation and submission of such application and, with consultation with the City, to appear on behalf of and represent the City before any hearing held by the Board on such application, to wit:

Consulting Engineer:

Derek Turner, P.E. Jacob & Martin, Ltd.
1508 Santa Fe Drive, Suite 203
Weatherford, Texas 76086
Email: adt@jacobmartin.com

Financial Advisor:

Erick Macha
First Southwest Company
325 N. St. Paul St., Suite 800
Dallas, Texas 75201
Email: erick.macha@firstsw.com

Bond Counsel:

Chris Settle
Fulbright & Jaworski L.L.P.
2200 Ross Ave., Suite 2800
Dallas, Texas 75201
Email: csettle@fulbright.com

SECTION 5. OPEN MEETING

It is officially found, determined and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place and subject matter of the public business to be considered at such meeting, including this Resolution,

was given, all as required by Chapter 551, TEX. LOCAL GOVT. CODE; and

SECTION 6. EFFECTIVE DATE

This Resolution shall be in force and effect from and after its passage on the date shown below.

PASSED AND ADOPTED this 28th day of August 2012.

/s/ Richard Neverdousky
Mayor

ATTEST:

/s/ Yael Hoffman
City Secretary/Clerk

APPROVED AS TO FORM:

/s/ [Signature]
City Attorney

The Willow Park City Council in acting on Resolution No. 16-12, did on the 28th day of August, 2012 vote as follows:

	<u>FOR</u>	<u>AGAINST</u>
Richard Neverdousky, Mayor	_____	_____
Brian Thonburg, Place 1	_____/_____ ✓	_____
Gene Martin, Place 2	_____/_____ ✓	_____
Amy Podany, Place 3	_____/_____ ✓	_____
Dan Stalling, Place 4	_____/_____ ✓	_____
Bernard Suchocki, Place 5	_____/_____ ✓	_____